

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 SOUTHERN DISTRICT OF CALIFORNIA
7

8 UNITED STATES OF AMERICA,

Criminal Case No. 08CR1033-DMS

9
10 Plaintiff,

**ORDER OF DETENTION ON
DEFENDANT'S WAIVER OF BAIL
PENDING TRIAL**

11 v.

12 FRANCISCO ZAMUDIO-NUNEZ,

13 Defendant.
14
15

16 In accordance with the Bail Reform Act of 1984, 18 U.S.C. § 3142(f), a detention
17 hearing was scheduled for April 11, 2008, to determine whether Francisco Zamudio-Nunez
18 ("Defendant") should be held in custody without bail pending trial and, if convicted, sentencing
19 in the above-captioned matter. Assistant U.S. Attorney Michelle M. Pettit appeared on behalf
20 of the United States. Timothy A. Scott appeared on behalf of Defendant.

21 At the hearing on April 11, 2008, Defendant knowingly and voluntarily waived his
22 right, on the record and in the presence of counsel, to the setting of bail and a detention
23 hearing. Based on that waiver, the Court orders that Defendant be detained pending trial and, if
24 convicted, sentencing in these matters, without prejudice or waiver of Defendant's right to later
25 apply for bail and conditions of release, and without prejudice or a waiver of the right of the
26 United States to seek detention in the event of an application by Defendant for such relief.

27 ///

28 ///

ORDER

IT IS HEREBY ORDERED that the Defendant be detained pending trial and, if convicted, sentencing in these matters.


IT IS FURTHER ORDERED that the Defendant be committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The Defendant shall be afforded reasonable opportunity for private consultation with counsel.

While in custody, upon order of a court of the United States or upon the request of an attorney for the United States, the person in charge of the correctional facility shall deliver the Defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding or any other appearance stipulated to by defense and government counsel.

This order is made without prejudice to modification by this Court and without prejudice to the Defendant's exercise of his right to apply for bail and without prejudice to the right of the United States to seek detention in the event of an application by the Defendant for such relief.

IT IS SO ORDERED.

Dated: April 15, 2008


RUBEN B. BROOKS
United States Magistrate Judge